

STATE OF VERMONT
PUBLIC SERVICE BOARD

Docket No. 6832

Joint Petition of Central Vermont Public Service)
Corporation and Vermont Electric Power)
Company, Inc., for a certificate of public good)
authorizing the installation, construction and)
relocation of transmission lines located in)
Bennington, Vermont, to accommodate the)
construction of the northeast quadrant of the)
Bennington Bypass by the Vermont Agency of)
Transportation)

Entered: 2/4/2004

CERTIFICATE OF PUBLIC GOOD ISSUED
PURSUANT TO 30 V.S.A. SECTION 248

IT IS HEREBY CERTIFIED that the Public Service Board of the State of Vermont this day found and adjudged that the proposed relocation, by Central Vermont Public Service Corporation ("CVPS"), of a portion of its existing 69 kV and 46 kV transmission lines, and the relocation and reconfiguration, by Vermont Electric Power Company, Inc. ("VELCO"), of a portion of two of its existing 115 kV transmission lines, all in the Town of Bennington, Vermont, to accommodate the construction of the Bennington Bypass highway project, in accordance with the evidence and plans submitted in this proceeding, will promote the general good of the State, subject to the following conditions:

1. Construction, operation and maintenance of the facilities shall be in accordance with the plans and evidence submitted in this proceeding.
2. CVPS and VELCO shall obtain and comply with all conditions and requirements of all necessary permits and approvals.
3. CVPS and VELCO shall comply with the Stipulation, entered into the record as Exhibit Joint-1, regarding this facility and shall undertake all actions required by that Stipulation.

4. The Board has continuing jurisdiction to ensure that these facilities continue to promote the general good of the state and to meet the criteria set out in or incorporated by 30 V.S.A. § 248, and to resolve any disputes arising under the above-referenced Stipulation.

5. The implementation of the proposed project may commence only after the Vermont Agency of Transportation ("AOT") notifies VELCO and CVPS that the AOT has either acquired all permits and property necessary to complete related road construction, or that the AOT has acquired all permits and property necessary to complete the proposed project.

6. CVPS and VELCO shall notify the affected landowners of their herbicide policies within 30 days of receiving the notification described in Paragraph 2.a. of the Stipulation, including the policy that landowners may request that herbicides not be applied.

7. VELCO and CVPS shall comply with the conditions outlined by Chet Mackenzie, of the Vermont Fish and Wildlife Department, relating to water quality, contained in the prefiled testimony of Timothy O. Upton. Those conditions include that the cutting of trees along the riverbank be minimized, particularly at the western edge of the corridor on the south bank of the river.

8. Prior to the commencement of construction, VELCO and CVPS shall apply for and obtain, if necessary, any required National Pollutant Discharge Elimination System ("NPDES") construction permit. If it is determined that an NPDES construction permit is needed, VELCO and CVPS shall comply with all the terms of the permit as issued.

9. Prior to the commencement of construction, VELCO and CVPS shall apply for and obtain a letter from the Vermont Wetlands Office stating that the proposed project will not have a significant impact on wetland areas as described in the prefiled testimony of Timothy O. Upton.

10. Prior to the commencement of construction, VELCO and CVPS shall apply for and obtain a letter from the Division of Historic Preservation stating that the proposed project will not impact any archeological or historic sites.

11. Prior to the commencement of construction, and subject to review and comment by all parties to this docket, VELCO and CVPS shall submit to the Board, for its review and approval, detailed construction plans showing all facilities to be constructed, pole locations, clearing, and landscaping.

12. This certificate shall not be transferred without prior approval of the Board.

Dated at Montpelier, Vermont, this 4th day of February, 2004.

<u>s/Michael H. Dworkin</u>)	
)	PUBLIC SERVICE
)	
<u>s/David C. Coen</u>)	BOARD
)	
)	OF VERMONT
<u>s/John D. Burke</u>)	

OFFICE OF THE CLERK

FILED: February 4, 2004

ATTEST: s/Susan M. Hudson
Clerk of the Board

NOTICE TO READERS: This decision is subject to revision of technical errors. Readers are requested to notify the Clerk of the Board (by e-mail, telephone, or in writing) of any apparent errors, in order that any necessary corrections may be made. (E-mail address: Clerk@psb.state.vt.us)